

Attorney Docket No.: AMCE-012/02US

Express Mail No.: EV 316174492 US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of YIN *et al.*

Serial No.: 09/881,853

Examiner: EWOLDT, G.R.

Confirmation: 8520

Art Unit: 1644

Filed: June 13, 2001

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JUL 15 2003

For: **HUMAN HEMATOPOIETIC STEM AND PROGENITOR CELL
ANTIGEN AND METHODS FOR ITS USE**

TECH CENTER 1600/2900

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF RESPONSE

Enclosed are the following documents in response to the Office Action mailed on January 23, 2003, for the above-identified application:

- ☒ Response to Restriction Requirement
- ☒ Petition for Extension of Time – Five months;
- ☒ Check No. 19232 in the amount of \$1970.00; and
- ☒ Return Postcard.

An extension of time is requested to provide for timely filing if an extension of time is still required after all papers filed with this transmittal have been considered.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: July 08, 2003

Cooley Godward LLP
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Five Palo Alto Square
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Palo Alto, CA 94306-2155
Tel: (650) 843-5000 Fax: (650) 857-0663
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651940 v1/PA

Respectfully submitted,
COOLEY GODWARD LLP

By:

Richard L. Neeley, J.D., Ph.D.
Reg. No. 30,092



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RESPONSE TO RESTRICTION REQUIREMENT

In the Restriction Requirement mailed January 23, 2003, the period for response being extended by the enclosed Petition for Extension of Time, Examiner Ewoldt requested that Applicant elect among the following groups of claims:

- Group I: Claims 13-20 and 71-79;
- Group II: Claims 21-27;
- Group III: Claim 35;
- Group IV: Claim 36-38 and 48-51; and
- Group V: Claims 41-47 and 52-70.

Applicant elects Group V, which include claims 41-47 and 52-70, for prosecution on the merits. This election is made without traverse.

REMARKS

If in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned at (650) 843-5070.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117, to the extent that such fees are not already authorized by the enclosed Petition for Extension of Time.

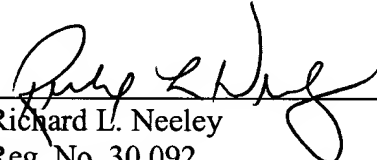
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